UNITED STATES DISTRICT COURT WESTERN DISTRICT OF TEXAS SAN ANTONIO DIVISION

RUSSELL ZINTER; ET AL.	§	
	§	
Plaintiffs,	§	
	§	
V.	§	CIVIL NO. SA-18-CA-680-FB
	§	
CHIEF JOSEPH SALVAGGIO; ET AL.	§	
	§	
Defendants.	§	

DEFENDANTS' ADVISORY TO THE COURT

TO THE HONORABLE JUDGE OF SAID COURT:

Pursuant to the November 19, 2018 Magistrate's Order [Dkt. 66], Defendants submit their advisory to the Court to contend the case should remained stayed, because named Plaintiffs have criminal charges and/or investigations still pending and unresolved.

STATUS OF PLAINTIFFS' CRIMINAL CHARGES

James Springer:

Mr. Springer has the following active criminal cases/investigations:

- 1. Interference with Duties of a Public Servant, #2018-03942. Pre-trial Conference and hearing set for <u>June 4, 2019</u>. See attached **Exhibit B-1.**¹
- 2. Retaliation, Cause No. 2018-CR-7461. Trial date set for June 17, 2019. Exhibit B-2. As previously discussed in Defendant, City's Response to Plaintiffs' Motion for Preliminary injunction [Dkt. 52, p. 16], Springer filed a Motion to Stay Execution of and to Quash the Search Warrant issued to Google Inc. ("Google") in this criminal proceeding requesting the state

Exhibit B

¹ Defendants request the Court to take judicial notice of attached Exhibits B-1 through B-3 and B-5 through B-11, as public records.

district criminal court to enjoin the Leon Valley Police Department, Bexar County District Attorney's Office, and other State and Federal Agencies from obtaining any evidence seized or may be seized in connection with his state case, pursuant to the First, Fourth, Fifth, Sixth and Fourteenth Amendments to the U.S. Constitution; Article 1 Section 9 of the Texas Constitution; and under Article 38.23 of the Texas Code of Criminal Procedure. The request was broad to include, "Any evidence seized or may be seized in connection with this case was or may be seized without warrant, probable cause or other lawful authority in violation of the rights of JAMES SPRINGER". Exhibit B-3 (p. 2). Such a request was so broad that Google refused to produce any YouTube account holder information to anyone, to include other persons under investigation, until the resolution of Springer's Motion to Quash. A hearing on Springer's motion was held on May 8, 2019, and was denied. Exhibit B-3 (Order p. 12).

3. Other stalled similar criminal investigations are now active because evidence can now be acquired from Google in order to proceed with the prosecution of Springer and four other Plaintiffs, as persons of interest. See affidavit of City of Leon Valley Police Chief Salvaggio's Affidavit attached hereto as **Exhibit B-4**. The late determination of Springer's Motion to Quash caused delayed with ongoing criminal investigations or prosecutions of at least half or a majority of the Plaintiffs, which Defendants request this Court to consider in its determination of continuing the stay of this case.

David Bailey:

4. Obstruction of Passageway/Roadway, #2018-03942. Jury trial is set for <u>June 3, 2019</u>. **Exhibit B-5.**

Brian Howd:

5. Interference with Duties of Public Servant, #2018-04036. Jury trial is set for May 20,

2019. Exhibit B-6.

6. Resisting Arrest, #2018-04036. Jury trial set for May 20, 2019. Exhibit B-7.

Jack Miller:

7. Disorderly Conduct, Criminal Trespass, and Interference with Duties of a Public Servant, Possession of Weapon-Prohibited Places, #2018-03491. Pretrial Conference, hearing and trial setting for June 21, 2019. Exhibits B-8, B-9, B-10 and B-11.

Joseph Brandon Pierce:

8. Interference with Duties of Public Servant, #2018-04036.

CONCLUSION

9. As evidence demonstrated by the Exhibits attached hereto, five (5) Plaintiffs are involved in criminal proceedings, with others involved as persons of interest in pending criminal investigations. This represents the majority or a close majority of the total eleven (11) Plaintiffs which are involved in active state criminal proceedings and investigations. In addition, at least six (6) matters are pending disposition in May and June 2019. As the Supreme Court held in *Younger v. Harris* that, when a party in federal court is simultaneously defending a state criminal prosecution, federal courts "should not act to restrain [the state] criminal prosecution, when the moving party has an adequate remedy at law and will not suffer irreparable injury if denied equitable relief." 401 U.S. 37, 43–44, 91 S.Ct. 746, 27 L.Ed.2d 669 (1971). Defendants' refer to the Individual Defendants' and Defendant City's Responses to Plaintiffs' Motion for Preliminary Injunction in support of their contention that the instant civil proceeding under 42 U.S.C. §1983 should remain stayed until the criminal proceedings have been concluded. [Dkt. 33]; [Dkt. 49 ¶¶ 32, 33, 34, 35, and 36].

Respectfully submitted,

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By:.... /s/ Charles S. Frigerio

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COUNSEL FOR INDIVIDUAL DEFENDANTS



Case #603209

Mag Case Number:

 $\underline{\textbf{Name}}\text{: JAMES ALAN SPRINGER}$

SID: 1103396

<u>Judicial Number</u>: 1857241 <u>Case Status Date</u>: 6/4/2019

Case Status: AWTG

HEARING

Court : CC8

Location : BND

Fine Amount : 0.00

Court Costs : 0.00

Sentence : 0000000000

Disposition Date : N/A

<u>Disposition Status</u>:

<u>Offense Date</u>: 6/18/2018

Offense Description : INTERFERE W/DUTIES PUB SERVANT

Judgment Date : N/A

<u>Judgment</u> :

Attorney Name :

!

Currently viewing all 52 records

Date	Description
6/4/2019	PRE-TRIAL CONFRNCE
6/4/2019	AWTG HEARING
4/12/2019	FILE RECD IN COURT CC8
4/10/2019	CNTY COURT TRANSFR CC8
4/10/2019	COURT TRNSFR ORDER
3/25/2019	PRE-TRIAL CONFRNCE
3/25/2019	AWTG HEARING
3/23/2019	FILE RECD IN COURT CC1
3/1/2019	FILE RECD IN COURT CC1
2/28/2019	PRE-TRIAL CONFRNCE
2/28/2019	AWTG HEARING
1/22/2019	ARRAIGNMENT SET
1/4/2019	CC RECEIVED BOND # 1810851
12/28/2018	WARRANT RETURNED 1672576
12/28/2018	FILE RECD IN COURT CC1
12/27/2018	BOOKED B20186127401
12/27/2018	WARRANT EXECUTED 1672576
12/27/2018	DEF, MAGISTRATED
12/27/2018	BOND MADE 800.00 20 1810851
12/27/2018	SID 0438294 B20186127401 1810851
12/27/2018	REL'D ON BOND
12/27/2018	RELEASED FROM JAIL
12/27/2018	Offender record se nt to VINE1857241001
12/27/2018	Charge record sent to VINE 1857241001
12/27/2018	FILE RECD IN COURT CRCENTRAL
12/27/2018	ER2 RECV FROM DPS
12/11/2018	FILE RECD IN COURT CC1
12/10/2018	COMPLAINT REC'D CF
12/10/2018	CNTY COURT ASSIGND CC1 603209
12/10/2018	WARRANT ISSUED 0000000
12/10/2018	COUNTY COURT FUG
12/10/2018	WARRANT RECEIVED 1672576
12/10/2018	FILE SENT TO COURT CC1
12/7/2018	PRES WALFR TO ADM
12/7/2018	ADM WALFR TO CF WARRANT
12/7/2018	BOND SET 800.00 0000000
12/6/2018	WALFR REC'D ADM
12/6/2018	ADM WALFR TO PRES CC6
11/5/2018	PRES WALFR TO ADM
11/5/2018	ADM WALFR TO DA'S REJECTED BY JUDGE
11/5/2018	PLEASE SEE JUDGE ABOUT PROBABLE CAUSE
11/2/2018	RECORD UNSEALED
11/2/2018	WALFR REC'D ADM
11/2/2018	ADM WALFR TO PRES CC2
10/23/2018	AWTG FILING
10/18/2018	DSMD-FURTH INVEST
10/18/2018	CASE CLOSED
7/10/2018	REPORT FILED
7/10/2018	RECORD SEALED
7/10/2018	AWTG FILING
//10/2010	ATTOTILING

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Date	Description	
6/18/2018	MB 530009 INTERFER E W/DUTIES PUB SERVA	
N/A		



Case #2018CR7461

Mag Case Number:

Name: JAMES ALAN SPRINGER JR

SID: 1103396

Judicial Number: 1854291

Case Status Date: 6/17/2019

Case Status: AWTG TRIAL

Court: D227

Location: BND

Fine Amount: 0.00

Court Costs: 0.00

Sentence: 0000000000

Disposition Date: N/A

Disposition Status:

Offense Date : 6/23/2018
Offense Description : RETALIATION

Judgment Date : N/A

<u>Judgment</u>:

Attorney Name :

Bond(s) exist for this case - Click here to view. (/Bond/BondSummary?bp=DC2018CR7461&r=79dbbbb9-5c78-48db-98f2-d36ef9c0e56d&cs=2018cr7461&ct=&=&full=ya

Currently viewing all 88 records

Date	Description
6/17/2019	TRIAL DATE SET
6/17/2019	AWTG TRIAL
5/8/2019	DC FILE REC IN CRT 227
5/7/2019	REFERRED TO CLM TRO/MT STAY/QSH WRRT
5/7/2019	CASE HANDLD M.A.C. MTN FOR TEMPORARY
5/7/2019	HEARING HELD
5/7/2019	ORDER TO DENY V0000P0000
5/7/2019	BY ORDERS OF JUDGE CARRUTHERS
5/7/2019	COURT REPORTER ROXIE PENA
5/7/2019	OUTTAKE DA 24077572
5/7/2019	OUTTAKE DA 24074930
5/7/2019	DC FILE FORWARD TO 227TH
5/6/2019	DC FILE FORWARD TO MAG COURT
5/6/2019	DC FILE REC IN CRT MAG CRT
4/8/2019	ATTY NOTICE FAXED FOR SETTING 06172019
4/8/2019	ATTY NOTICE EMAIL FOR SETTING 06172019
3/28/2019	CODEFENDANT 1110596
3/25/2019	TRIAL DATE SET
3/25/2019	AWTG TRIAL
2/28/2019	ORD OF REFERRAL V1519P3058
2/19/2019	EFILE ENVELOPE NBR 31270730
2/19/2019	REQ TEMP RESTRAIN ORD MTN STAY AND QUA
2/19/2019	SH
2/7/2019	ORD QUASH WARRANT V1519P1354
1/29/2019	ATTY NOTICE FAXED FOR SETTING 03252019
1/29/2019	ATTY NOTICE EMAIL FOR SETTING 03252019
1/15/2019	DC FILE REC IN CRT 227
1/14/2019	DC FILE FORWARD TO 227TH
1/10/2019	REFERRED TO CLM PRETIRAL MOTIONS
1/10/2019	DC FILE FORWARD TO MAG COURT
1/10/2019	DC FILE REC IN CRT MAG COURT
1/10/2019	CASE HANDLD M.A.C. PRETRL MTNS HRD
1/10/2019	BY ORDERS OF JUDGE CARRUTHERS
1/10/2019	COURT REPORTER ROXIE PENA
1/10/2019	OUTTAKE DA 24027761
1/10/2019	ORD WITHDRAWN V1518P1410
1/10/2019	ORD PROD GRAND JRY V1518P1409 (DENIED)
12/12/2018	EFILE ENVELOPE NBR 29675110
12/12/2018	MT QUASH WRRNTS/SHOW CAUSE
12/11/2018	ORD OF REFERRAL V1502P3854
12/11/2018	ORD OF REFERRAL V1502P3853
12/10/2018	TRIAL DATE SET
12/10/2018	AWTG TRIAL
12/5/2018	EFILE ENVELOPE NBR 29510062
12/5/2018	MTN PROD GRAND JRY TRANSCRIPT ART20.02D
10/30/2018	ATTY NOTICE FAXED FOR SETTING 12102018
10/30/2018	ATTY NOTICE EMAIL FOR SETTING 12102018
10/29/2018	TRIAL DATE SET
10/29/2018	AWTG TRIAL
8/20/2018	EFILE ENVELOPE NBR 26865805
8/20/2018	1ST AMD MT QUASH W ARRANT
8/20/2018	EFILE ENVELOPE NBR 26898792
8/20/2018	SUPP 1ST AMD MTN T O QUASH

Date	Description
8/17/2018	EFILE ENVELOPE NBR 26852785
8/17/2018	REQ TEMP REST ORD MTN STAY & QUASH
8/17/2018	EFILE ENVELOPE NBR 26861042
8/17/2018	MT QUASH WARRANT
8/16/2018	PRE-HEARING RESET D227
8/15/2018	ATTY NOTICE FAXED FOR SETTING 10292018
8/15/2018	ATTY NOTICE EMAIL FOR SETTING 10292018
7/23/2018	DC FILE FORWARD TO D227
7/23/2018	DC FILE REC IN CRT 227TH
7/20/2018	ARRAIGNMENT SET
7/20/2018	AWTG TRIAL SETTING
7/19/2018	INDICTED BY GJ
7/19/2018	GRAND JURY REPORT V1485P0683
7/19/2018	DIST COURT ASSIGND D227 2018CR7461
7/19/2018	Offender record se nt to VINE1854291001
7/19/2018	Charge record sent to VINE 1854291001
6/28/2018	EFILE ENVELOPE NBR 25629163
6/28/2018	LDC ATTORNEY HIRED 24096173
6/28/2018	DC RECEIVED BOND 1781762
6/27/2018	GJ NUMBER ASSIGNED GJ675052
6/27/2018	CODEFENDANT 1103395
6/24/2018	BOOKED B20183003701
6/24/2018	BOND SET 5000.00 0000000
6/24/2018	DEF. MAGISTRATED
6/24/2018	AWTG INDICTMENT
6/24/2018	BOND MADE 5000.00 1781762
6/24/2018	SID 0438294 B20183003701 1781762
6/24/2018	REL'D ON BOND
6/24/2018	Offender record se nt to VINE1854291001
6/24/2018	Charge record sent to VINE 1854291001
6/24/2018	RELEASED FROM JAIL
6/24/2018	Offender record se nt to VINE1854291001
6/23/2018	F3 500430 RETALIAT ION
6/23/2018	COMPLAINT FILED NM 394250
6/23/2018	ER2 RECV FROM DPS

2/19/2019 12:00 AWase 5:18-cv-00680-FB-RBF Document 68-2 Filed 05/17/19 Page 11 of 43 Mary Angle Garcia

Bexar County District Clerk Accepted By: Audrey Arriola

CAUSE NO. 2018-CR-7461

THE STATE OF TEXAS	§	IN THE DISTRICT COURT
	§	and the same of th
V	§	227TH JUDICIAL DISRICT
*	§	
JAMES SPRINGER	§	BEXAR COUNTY, TEXAS

REQUEST FOR TEMPORARY RESTRAINING ORDER, MOTION TO STAY EXECUTION OF AND TO QUASH SEARCH WARRANT

TO THE HONORABLE JUDGE OF SAID COURT:

Now comes Defendant, JAMES SPRINGER, by and through Counsel, Steven Gilmore, and files this Request for Temporary Restraining Order, Motion to Stay execution, and Motion to Quash Search Warrant and shows the following:

I.

On or about June 23, 2018, the Leon Valley Police Department arrested Defendant for the charge of Obstruction or Retaliation under Texas Penal Code § 36.03. Defendant was subsequently indicted for this offense on July 19, 2018. On August 7, 2018, a warrant was issued (No. 2018 W 0994) and sent to Google, Inc. ("Google") at 1600 Amphitheatre Parkway, Mountain View, CA 94043. That warrant was quashed by agreement on February 7, 2019. On February 13, 2019, the State applied for a subsequent search warrant (No. 2019 W 0209) based upon the same incident and underlying facts as the prior quashed warrant. The only substantive modification to the warrant is that the State has limited the date range for information to be gathered from Defendant's personal and private account to May 2, 2018 to June 30, 2018. This modified affidavit still fails to allege any unlawful conduct by Defendant sufficient to obtain and execute a search warrant on his account. Google has not yet complied with the search warrant and ask that

Exhibit

B-3

Defendant submit notice to Google of any objections Defendant has to the execution of the warrant.

II.

JAMES SPRINGER requests the Court to be permanently enjoined from further execution of the search warrant and in support thereof would show the following:

- 1. The actions of the Leon Valley Police Department, the Bexar County District Attorney's Office and other State and Federal Agency's violated the constitutional and statutory rights of JAMES SPRINGER under the First, Fourth, Fifth, Sixth and Fourteenth Amendments to the United States Constitution, Article I, Section 9 of the Texas Constitution, and under Article 38.23 of the Texas Code of Criminal Procedure.
- 2. Any evidence seized or may be seized in connection with this case was or may be seized without warrant, probable cause or other lawful authority in violation of the rights of JAMES SPRINGER pursuant to the First, Fourth, Fifth, Sixth, and Fourteenth Amendments to the United States Constitution, Article I, Sections 9, 10 and 19 of the Constitution of the State of Texas.
- 3. JAMES SPRINGER specifically shows that the search warrant at issue in this case, under which said evidence was seized or may be seized, was in violation of the First, Fourth, Fifth, Sixth, and Fourteenth Amendments to the United States Constitution, Article 1, Sections 9, 10 and 19 of the Constitution of the State of Texas and under Article 38.23 of the Texas Code of Criminal Procedure, for the following reasons:
 - a. It appears to counsel that the affidavit upon which the search warrant was based was improperly and illegally executed because of the extensive breath

and scope of the search warrant on its face. Specifically, the probable cause affidavit explains that it was the "Livestream viewers" that posted the "residence address and personal information of the Leon Valley Chief of Police and his family members." The investigative and prosecuting authorities in this cause, therefore, have probable cause to execute this search on those livestream viewers—whose account names are in fact known to the investigative and prosecuting authorities—but no probable to execute this search on Defendant, JAMES SPRINGER. The breadth and scope of the search warrant extends into and invades the privacy of the account of Defendant and other innocent livestream viewers, when authorities have the less invasive option of searching the specific accounts known to them to have committed the act of posting the residence address described in the affidavit. This less invasive option is also the only option lawfully permissible by statute and the Constitutions of Texas and United States.

b. It appears to counsel, based on the breadth and scope, of the warrant that the warrant was illegally issued because the affidavit did not show probable cause sufficient to justify the issuance of the search warrant, because the magistrate who issued the search warrant did not have a substantial basis for concluding that probable cause existed, i.e., that the alleged contraband/ evidence would be found in a particular place, and thus did not meet the totality of the circumstances analysis adopted in *Illinois v. Gates*, 462 U.S. 213 (1983). The investigative and prosecuting authorities in this cause, therefore, have probable cause to execute this search on those livestream

viewers—whose account names are in fact known to the investigative and prosecuting authorities—but no probable to execute this search on Defendant, JAMES SPRINGER. In short it is logically impossible the affidavit could have contained probable cause to believe the enumerated information sought by this search warrant to be executed on the described associated account contained the evidence particularly described in the search warrant.

c. The search and seizure was illegal in that the search warrant was facially deficient because the search warrant failed to specify the place to be searched. Specifically, the search warrant describes the account associated with screen name: "IAMES FREEMAN". However, none of the available discovery nor probable cause affidavit indicate that this account created the identifying information listed in the indictment. Rather, the discovery and probable cause affidavit attached to this warrant indicate that such information was posted by a third party, whose screen name(s) is/are identified and known to Leon Valley Police Department and the Bexar County District Attorney's Office. Moreover, execution of this search warrant would necessarily violate the privacy and constitutional protections against unlawful searches and seizures of innocent third parties who did violate any state or federal law in their participation as commenters and passive observers of the account to be searched. This is not unlike the execution of a search warrant on a multi-unit dwelling in that the searching authorities are aware of particularized identifying information regarding a particular user (analogue: apartment number), but are searching the entire account (analogue: every apartment in the entire complex) of a third party not believed to have provided the offending information to begin with. Where a warrant describes a multi-unit dwelling, the description must contain sufficient guidelines to apprise the officers executing the warrant of the particular unit to be searched Morales v. State, 640 S.W. 2d 273 (Tex. Crim. App. 1982): Jones v. State, 914 S.W. 2d 675 (Tex. App.—Amarillo 1996, no pet). Further, the description of the property should be sufficient to enable the executing officer to locate and distinguish the property from others in the community. Etchieson v. State, 574 S.W. 2d 753 (Tex. Crim. App. 1978) The constitutional objectives of requiring a particular description of the place to be searched include the following: [1] ensuring that the officer searches the right place; [2] confirming that probable cause is, in fact, established for the place described in the warrant; [3] limiting the officer's discretion and narrowing the scope of his search; [4] minimizing the danger of mistakenly searching the person or property of an innocent bystander or property owner, and [5] informing the owner of the officer's authority to search that specific location. Long v. State, 132 S.W.3d 443 (Tex. Crim. App. 2004). In the present case the search warrant essentially authorized the search of an entire account or neighborhood showing allowing no privacy protection of the defendant, innocent bystanders, or their individual accounts.

III. JURISDICTION AND AUTHORITY

This Honorable Court, as the court presiding over the indicted cause to which this search warrant is associated, has an obligation to ensure that the execution of any warrant

in said cause comports with both statutory and Constitutional proscriptions. For example,

Art. 18.12 of the Texas Code of Criminal Procedure requires in mandatory terms that:

Art. 18.12. MAGISTRATE SHALL INVESTIGATE

The magistrate, upon the return of a search warrant shall proceed to try the questions arising upon same, and shall take testimony as in other examinations before him [or her]." Emphasis added.

While there has yet to be a "return" of the warrant, the Texas Code clearly authorizes and mandates that this Court has not just authority, but a mandatory duty to see that the warrant and its execution are carried out according to the law, as well as an obligation to "take testimony as in other examinations" in order to assure that same is accomplished.

Furthermore, Art. 18.13 of the Texas Code of Criminal procedure similarly mandates that "[i]f the magistrate is not satisfied, upon [such] investigation, that there was good ground for the issuance of the warrant, he shall discharge the defendant and order restitution of the property taken." See: In re Cornyn, 27 S.W.3d 327 (Tex. App.—Houston, 2000). As this case has been indicted, 22 Tex. Const. art V, § 12(b) provides that the presentment of indictment or information vests a court with jurisdiction of all matters to be raised in that cause. See Shields v. State, 379 S.W.3d 368, 370 (Tex. App.—Waco 2012, no pet.) (citing McBee v. State, 981 S.W.2d 694, 697 (Tex. App.—Houston 1998, pet. ref'd) (attachment of jurisdiction in district court gives it power to determine all essential questions and do anything pertaining thereto that is authorized by Constitution, statute, or law)).

IV. PARTICULARIZED PROBABLE CAUSE AND THE RELATIONSHIP OF FREE SPEECH

It is now settled that the fundamental protections of the Fourth Amendment are guaranteed by the Fourteenth Amendment against invasion by the States. See, e.g., Wolf v.

People of State of Colorado, 338 U.S. 25, 27 (1949); Mapp v. Ohio, 367 U.S. 643 (1961); Ker v. California, 374 U.S. 23 (1963); Stanford v. State of Tex., 379 U.S. 476, 481 (1965). The Fourth Amendment provides that "no Warrants shall issue, but upon probable cause, supported by Oath or affirmation, and particularly describing the place to be searched, and the persons or things to be seized."

This protection against unlawful searches is particularly implicated in situations where the evidence to be seized may constitute protected speech under the First Amendment to the U.S. Constitution. See Zurcher v. Stanford Daily, 436 U.S. 547, 564 (1978) ("Where the materials sought to be seized may be protected by the First Amendment, the requirements of the Fourth Amendment must be applied with 'scrupulous exactitude."") (quoting Stanford v. Texas, 379 U.S. 476, 485 (1965)). The Supreme Court in Zurcher advised that, "[w]here presumptively protected materials are sought to be seized, the warrant requirement should be administered to leave as little as possible to the discretion or whim of the officer in the field." 436 U.S. at 564.

Under the Texas Constitution, art. 1 § 8, the protections for individual speech exceed those described in the U.S. Constitution. See James C. Harrington, Free Speech, Press, and Assembly Liberties Under the Texas Bill of Rights, 68 Tex. L. Rev. 1435, 1450 (1990) (citing Ex Parte Tucker, 220 S.W. 75, 75 (Tex. 1920) ("Ex parte Tucker's language might seem to suggest that section 8 and first-amendment protections are coextensive, the decision [in Ex Parte Tucker] by overturning an injunction against speech 'which might be calculated to provoke or inspire a breach of the peace,' goes beyond federal law, bringing at least some 'fighting words' within its protective ambit.").

Finally, Defendant's role as an independent investigative news reporter further

enforcement and prosecuting authorities seek to access the entirety of Defendant's private Google account in order to get the IP addresses and credit card information (among other data) from every single person that has ever interacted with that account as a commenter or non-participatory observer. Texas Const. art. 1, § 8 provides that "... no law shall ever be passed curtailing the liberty of speech or of the press." In civil cases concerning whether reporters must reveal confidential sources of information, the Court of Appeals has interpreted this to mean that:

"[O]nce the [art. 1, § 8] privilege is asserted, the party seeking disclosure of the reporter's investigative materials [...] must demonstrate that there is a compelling and overriding need for the information. At a minimum, the litigant must make a clear and specific showing in the trial court that the information sought is: (1) highly material and relevant; (2) necessary or critical to the maintenance of the claim; and (3) not obtainable from other available sources."

Channel Two Television Co. v. Dickerson, 725 S.W.2d 470, 472 (Tex. App.—Houston 1987). Here, Defendant asserts his art. 1, § 8 privilege of free speech and free press to be protected from being complicit in revealing the person or persons who made the offending comments described in the probable cause affidavit. A small quantity of the information to be obtained may be material and relevant, but the overwhelming majority of the information sought will have absolutely nothing to do with the offense charged in this cause. None of the information sought in this manner would be necessary or critical to the maintenance of the claim because the comments at issue are already publicly available to the authorities in this cause, and copies of which are already in their possession. Lastly, the particular information sought in this warrant is obtainable from other available sources—law enforcement and the District Attorney's Office know the account names of the offending

commenters, and are capable and far more entitled to obtain account information from Google as to those particular accounts by search warrant, subpoena, or other means without violating the rights and constitutional protections of Defendant and other innocent third parties in this cause.

WHEREFORE, Defendant requests that the State of Texas through any of its agents be Temporarily Restrained from further execution of the search warrant, the court Stay further execution of the warrant, and that after notice and hearing the court permanently enjoin the State from further execution of the search warrant, and quash the warrant and take such further action as the court feels is appropriate.

Respectfully Submitted,

STEVEN GILMORE

STATE BAR I.D. NO. 24096173

110 W. Nueva

San Antonio, Texas 78204

Tel: 210-560-3603 Fax: 210-475-9447

Email: SGilmoreLaw@gmail.com

CERTIFICATE OF SERVICE

I hereby certify that a copy of defendant's REQUEST FOR TEMPORARY RESTRAINING ORDER, MOTION TO STAY EXECUTION OF AND TO QUASH SEARCH WARRANT has been delivered to the Bexar County District Attorney's Office by e-service on the same day as filed.

STEVEN GILMORE

THE STATE OF TEXAS	§	IN THE DISTRICT COURT
	§	
V	§	227TH JUDICIAL DISRICT
CONTRACTOR AND	§	
JAMES SPRINGER	§	BEXAR COUNTY, TEXAS

<u>ORDER</u>

On this day, came on to be considered Defendant's REQUEST FOR TEMPORARY RESTRAINING ORDER, MOTION TO STAY EXECUTION OF AND TO QUASH SEARCH WARRANT an offense and said Motion is hereby:

	(GRANTED)		(DENIED).	
SIGNED on the day of		, 20		
			HIDGE PRESIDING	

THE STATE OF TEXAS	§	IN THE DISTRICT COURT
	§	
V	§	227TH JUDICIAL DISRICT
	§	
JAMES SPRINGER	§	BEXAR COUNTY, TEXAS

NOTICE OF SETTING

TO THE BEXAR COUNTY DISTRICT ATTORNEY'S OFFICE:

The Defendant in this case has filed a REQUEST FOR TEMPORARY RESTRAINING ORDER, MOTION TO STAY EXECUTION OF AND TO QUASH SEARCH WARRANT. A hearing has been set at the date and time below and the above motion will be heard at that time, subject to the discretion of the Court.

	JUDGE PRESIDING
set by the Court.	
The scheduling of this hearing does not affect a	ny other dates or deadlines already
PRETRIAL HEARING: at	AM/PM

THE STATE OF TEXAS	§	IN THE DISTRICT COURT
	§	
V	§	227TH JUDICIAL DISRICT
	§	
JAMES SPRINGER	§	BEXAR COUNTY, TEXAS

ORDER

On this day, came on to be considered Defendant's REQUEST FOR TEMPORARY RESTRAINING ORDER, MOTION TO STAY EXECUTION OF AND TO QUASH SEARCH WARRANT an offense and said Motion is hereby:

(GRANTED)

(DENIED).

SIGNED on the _ day of)

JUDGE PRESIDING

THE STATE OF TEXAS	§	IN THE DISTRICT COURT
	§	
v	§	227TH JUDICIAL DISRICT
	§	
JAMES SPRINGER	§	BEXAR COUNTY, TEXAS

NOTICE OF SETTING

TO THE BEXAR COUNTY DISTRICT ATTORNEY'S OFFICE:

The Defendant in this case has filed a REQUEST FOR TEMPORARY RESTRAINING ORDER, MOTION TO STAY EXECUTION OF AND TO QUASH SEARCH WARRANT. A hearing has been set at the date and time below and the above motion will be heard at that time, subject to the discretion of the Court.

PRETRIAL HEARING: at	: AM	/PM
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The scheduling of this hearing does not affect any other dates or deadlines already set by the Court.

JUDGE	PRESID	ING	

UNITED STATES DISTRICT COURT WESTERN DISTRICT OF TEXAS SAN ANTONIO DIVISION

RUSSELL ZINTER; ET AL.	§	
	§	
Plaintiffs,	§	
	§	
V.	§	CIVIL NO. SA-18-CA-680-FB
	§	
CHIEF JOSEPH SALVAGGIO; ET AL.	§	
	§	
Defendants.	§	

AFFIDAVIT OF JOSEPH SALVAGGIO

STATE OF TEXAS §
COUNTY OF BEXAR §

Before me, the undersigned notary, on this day personally appeared Joseph Salvaggio, a person whose identity is known to me. After being by me duly cautioned to tell the truth, subject to the penalties for perjury, he did affirm and testify as follows:

"My name is Joseph Salvaggio. I am over the age of eighteen (18) years, am of sound mind, and am fully capable of making this affidavit. I am personally familiar with facts recited below, which are true and correct.

Currently, I hold the position of Chief of Police for the City of Leon Valley ("City") Police Department. I have held the position of Chief of Police since September 15, 2016. I have personal knowledge of the lawsuit referenced above filed against the City based upon the incidents occurring on June 14 and 23, 2018.

Plaintiff, James Springer's, has an ongoing criminal case in state criminal district court in Bexar County, for the charge of Retaliation for an incident which occurred on June 23, 2018. In this criminal case, Springer has actively attempted to quash the search warrants to Google Inc., from the Leon Valley Police Department, and Bexar County District Attorney's Office, requesting YouTube account information of Springer and other YouTube account holders involved in similar activity. However, on May 7, 2019 the judge denied Springer's Motion to Quash these warrants.

The delay in obtaining the court's denial of Springer's motion, also delayed our investigation, involving four other Plaintiffs as persons of interest, but now the Leon Valley Police Department is able to proceed and attempt to obtain the needed information from Google, Inc. and continue its active criminal investigations.

Further Affiant sayeth not.

OSEPH SALVAGGIO

POLICE CHIEF

SUBSCRIBED AND SWORN TO BEFORE ME on this 17th day of May 2019, to certify which witness my hand and official seal.

NOTAD: NOTAD: A CORKRAN NOTAD: A CORKRAN

NOTARY PUBLIC, STATE OF TEXAS



Case #577789

<u>Mag Case Number</u>: NM393554 <u>Name</u>: DAVID MICHAEL BAILEY

SID: 773576

Judicial Number: 1853290

Case Status Date: 6/3/2019

Case Status: AWTG TRIAL

Court : CC4

<u>Fine Amount</u>: 0.00 <u>Court Costs</u>: 0.00

Sentence : 00000000000

Disposition Date : N/A

Disposition Status :

Offense Date : 6/18/2018

 $\underline{\textbf{Offense Description}}: \mathsf{OBSTRUCT\ PASSAGEWAY/ROADWAY/WA}$

Judgment Date : N/A

<u>Judgment</u>:

Attorney Name: SLIMANE, NATHAN W

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Bond(s) exist for this case - Click here to view. (/Bond/BondSummary?bp=CC577789&r=79dbbbb9-5c78-48db-98f2-d36ef9c0e56d&cs=5777

Currently viewing	1 t	hrough	20	of	00039	records
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Date	Description
6/3/2019	RES JRY TR - AGR
6/3/2019	AWTG TRIAL
4/1/2019	SET JURY TRIAL
4/1/2019	AWTG DKT APPEARNCE
3/27/2019	DA INFO TO CCF
3/27/2019	COMPLAINT REC'D CF
3/27/2019	FILE SENT TO COURT CC4
3/27/2019	FILE RECD IN COURT CC4
2/6/2019	PRE-TRIAL CONFRNCE
2/6/2019	AWTG DKT APPEARNCE
1/8/2019	HEARING DATE SET
1/8/2019	AWTG DKT APPEARNCE
1/7/2019	EFILE ENVELOPE NBR 30173154
1/7/2019	MF SPEEDY TRIAL
11/14/2018	HEARING DATE SET
11/14/2018	AWTG DKT APPEARNCE
8/27/2018	HEARING DATE SET
8/27/2018	AWTG DKT APPEARNCE
7/23/2018	HEARING DATE SET
7/23/2018	AWTG DKT APPEARNCE



Case #603326

Mag Case Number:

Name: BRIAN HOWD

SID: 1103541

Judicial Number: 1860565

Case Status Date

: 5/20/2019

Case Status: AWTG TRIAL

Court : CC8
Location : BND
Fine Amount : 0.00

Court Costs: 0.00

Sentence: 0000000000

Disposition Date: N/A

Disposition Status:

Offense Date: 6/23/2018

 $\underline{\textbf{Offense Description}}: \mathsf{INTERFERE}\ \mathsf{W/DUTIES}\ \mathsf{PUB}\ \mathsf{SERVANT}$

Judgment Date : N/A

<u>Judgment</u> :

Attorney Name :

!

 $\textbf{Bond(s) exist for this case - Click here to view.} \ (/\texttt{Bond/BondSummary?bp=CC603326\&r=79dbbb9-5c78-48db-98f2-d36e}f9c0e56d\&cs=603326\&r=79dbbb9-5c78-48db-98f2-d36e}f9c0e56d\&cs=603326\&r=79dbbb9-5c78-48db-98f2-d36e}f9c0e56d\&cs=603326\&r=79dbbb9-5c78-48db-98f2-d36e}f9c0e56d\&cs=603326\&r=79dbbb9-5c78-48db-98f2-d36e}f9c0e56d\&cs=603326\&r=79dbbb9-5c78-48db-98f2-d36e}f9c0e56d\&cs=603326\&r=79dbbb9-5c78-48db-98f2-d36e}f9c0e56d\&cs=603326\&r=79dbbb9-5c78-48db-98f2-d36e}f9c0e56d\&cs=603326\&r=79dbbb9-5c78-48db-98f2-d36e}f9c0e56d\&cs=603326\&r=79dbbb9-5c78-48db-98f2-d36e}f9c0e56d\&cs=603326\&r=79dbbb9-5c78-48db-98f2-d36e}f9c0e56d\&cs=603326\&r=79dbb9-5c78-48db-98f2-d36e}f9c0e56d\&cs=603326\&r=79dbb9-5c78-48db-98f2-d36e}f9c0e56d\&cs=603326\&r=79dbb9-5c78-48db-98f2-d36e}f9c0e56d\&cs=603326\&r=79dbb9-5c78-48db-98f2-d36e}f9c0e56d\&cs=603326\&r=79dbb9-5c78-48db-98f2-d36e}f9c0e56d\&cs=603326\&r=79dbb9-5c78-48db-98f2-d36e}f9c0e56d\&cs=603326\&r=79dbb9-5c78-48db-98f2-d36e}f$

Currently viewing all 49 records

Date	Description
5/20/2019	AWTG TRIAL
5/20/2019	JURY TRIAL RESET
5/13/2019	FILE RECD IN COURT CC8
5/10/2019	CNTY COURT TRANSFR CC8
5/10/2019	COURT TRNSFR ORDER
3/25/2019	JURY TRIAL RESET
3/25/2019	AWTG TRIAL
3/11/2019	SET JURY TRIAL
3/11/2019	AWTG TRIAL
2/11/2019	EFILE ENVELOPE NBR 31110633
2/11/2019	MOTION TO DISCLOSE NAMES OF WI
2/11/2019	TNESSES
1/22/2019	ARRAIGNMENT SET
1/4/2019	CC RECEIVED BOND # 1810844
1/2/2019	APPT OF ATTY FLD
12/28/2018	WARRANT RETURNED 1672704
12/27/2018	BOOKED B20186127202
12/27/2018	WARRANT EXECUTED 1672704
12/27/2018	REL'D ON BOND
12/27/2018	DEF. MAGISTRATED
12/27/2018	BOND MADE 800.00 20 1810844
12/27/2018	BRIAN HOWD_(330)57 34044 1810844
12/27/2018	5097 HOLLY 1810844
12/27/2018	NORTON OH 44203 1810844
12/27/2018	REL'D ON BOND
12/27/2018	RELEASED FROM JAIL
12/27/2018	Offender record se nt to VINE1860565001
12/27/2018	Charge record sent to VINE 1860565001
12/27/2018	DEF ATTORNEY APP 2409386000
12/27/2018	ATTORNEY APPOINTED V0000P0000
12/27/2018	FILE RECD IN COURT CC6
12/11/2018	COMPLAINT REC'D CF
12/11/2018	CNTY COURT ASSIGND CC6 603326
12/11/2018	AWTG DKT APPEARNCE
12/11/2018	WARRANT ISSUED 0000000
12/11/2018	COUNTY COURT FUG
12/11/2018	WARRANT RECEIVED 1672704
12/11/2018	FILE SENT TO COURT CC6
12/11/2018	FILE RECD IN COURT CC6
12/7/2018	PRES WALFR TO ADM
12/7/2018	ADM WALFR TO CF WARRANT
12/7/2018	BOND SET 800.00 0000000
12/6/2018	RECORD UNSEALED
12/6/2018	WALFR REC'D ADM
12/6/2018	ADM WALFR TO PRES CC6
7/31/2018	REPORT FILED
7/31/2018	RECORD SEALED
7/31/2018	AWTG FILING
6/23/2018	MB 530009 INTERFER E W/DUTIES PUB SERVA



Case #603206

Mag Case Number:

Name: BRIAN HOWD

SID: 1103541

Judicial Number: 1860564

Case Status Date

: 5/20/2019

Case Status: AWTG TRIAL

<u>Court</u> : CC8

Location: BND

Fine Amount: 0.00

Court Costs : 0.00

Sentence: 0000000000

Disposition Date: N/A

<u>Disposition Status</u>:

Offense Date: 6/23/2018

<u>Offense Description</u>: RESIST ARR-SEARCH-TRANSPORTATI

Judgment Date : N/A

<u>Judgment</u> :

Attorney Name :

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 $\textbf{Bond(s) exist for this case - Click here to view.} \ (/Bond/BondSummary?bp=CC603206\&r=79dbbbb9-5c78-48db-98f2-d36ef9c0e56d\&cs=603206\&r=79dbb9-6046\&r=79dbb9-6046\&r=79dbb9-6046\&r=79dbb9-6046\&r=79dbb9-6046\&r=79dbb9-6046\&r=79dbb9-6046\&r=79dbb9-6046\&r=79dbb9-6046\&r=79dbb9-6046\&r=79dbb9-6046\&r=79dbb9-6046\&r=79db9-6046\&r=79$

Currently viewing all 49 records

Date	Description
5/20/2019	JURY TRIAL RESET
5/20/2019	AWTG TRIAL
5/13/2019	FILE RECD IN COURT CC8
5/10/2019	CNTY COURT TRANSFR CC8
5/10/2019	COURT TRNSFR ORDER
3/25/2019	JURY TRIAL RESET
3/25/2019	AWTG TRIAL
3/11/2019	SET JURY TRIAL
3/11/2019	AWTG TRIAL
2/11/2019	EFILE ENVELOPE NBR 31110623
2/11/2019	MOTION TO DISCLOSE NAMES OF WI
2/11/2019	TNESSES
1/22/2019	ARRAIGNMENT SET
1/4/2019	CC RECEIVED BOND # 1810842
1/2/2019	APPT OF ATTY FLD
12/28/2018	WARRANT RETURNED 1672567
12/27/2018	BOOKED B20186127201
12/27/2018	WARRANT EXECUTED 1672567
12/27/2018	DEF. MAGISTRATED
12/27/2018	BOND MADE 1600.00 20 1810842
12/27/2018	BRIAN HOWD_(330)57 34044 1810842
12/27/2018	5097 HOLLY 1810842
12/27/2018	NORTON OH 44203 1810842
12/27/2018	REL'D ON BOND
12/27/2018	RELEASED FROM JAIL
12/27/2018	Offender record se nt to VINE1860564001
12/27/2018	DEF ATTORNEY APP 24093860
12/27/2018	ATTORNEY APPOINTED V0000P0000
12/27/2018	FILE RECD IN COURT CRCENTRAL
12/27/2018	FILE RECD IN COURT CC6
12/27/2018	ER2 RECV FROM DPS
12/11/2018	FILE RECD IN COURT CC6
12/10/2018	COMPLAINT REC'D CF
12/10/2018	CNTY COURT ASSIGND CC6 603206
12/10/2018	AWTG DKT APPEARNCE
12/10/2018	WARRANT ISSUED 0000000
12/10/2018	COUNTY COURT FUG
12/10/2018	WARRANT RECEIVED 1672567
12/10/2018	FILE SENT TO COURT CC6
12/7/2018	PRES WALER TO ADM
12/7/2018	ADM WALFR TO CF WARRANT
12/7/2018	BOND SET 1600.00 0000000
12/6/2018	RECORD UNSEALED
12/6/2018	WALFR REC'D ADM
12/6/2018	ADM WALFR TO PRES CC6
7/31/2018	REPORT FILED
7/31/2018	RECORD SEALED
7/31/2018	AWTG FILING
6/23/2018	MA 480105 RESIST A RR-SEARCH-TRANSPORTA



Case #566364

Mag Case Number:

Name: JACK EDWARD MILLER

SID: 553480

<u>Judicial Number</u>: 1833104

Case Status Date

: 6/21/2019

Case Status: AWTG

HEARING

Court : CC15

 $\underline{\textbf{Location}}: \texttt{BND}$

Fine Amount: 0.00

Court Costs : 0.00

Sentence: 0000000000

Disposition Date: N/A

Disposition Status:

Offense Date : 2/20/2018

Offense Description : DISORDER COND-DISCH/DISPLAY FI

 $\underline{\textbf{Judgment Date}}: N/A$

Judgment:

Attorney Name :

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 $\textbf{Bond(s) exist for this case - Click here to view.} \ (/\texttt{Bond/BondSummary?pp=CC5663644kr=79dbbbb9-5c78-48db-98f2-d36ef9c0e56d\&cs=566364kr=79dbbbb9-5c78-48db-98f2-d36ef9c0e56d\&cs=566364kr=79dbbbb9-5c78-48db-98f2-d36ef9c0e56d\&cs=566364kr=79dbbbb9-5c78-48db-98f2-d36ef9c0e56d\&cs=566364kr=79dbbbb9-5c78-48db-98f2-d36ef9c0e56d\&cs=566364kr=79dbbbb9-5c78-48db-98f2-d36ef9c0e56d\&cs=566364kr=79dbbbb9-5c78-48db-98f2-d36ef9c0e56d\&cs=566364kr=79dbbbb9-5c78-48db-98f2-d36ef9c0e56d\&cs=566364kr=79dbbbb9-5c78-48db-98f2-d36ef9c0e56d\&cs=566364kr=79dbbbb9-5c78-48db-98f2-d36ef9c0e56d\&cs=566364kr=79dbbbb9-5c78-48db-98f2-d36ef9c0e56d\&cs=566364kr=79dbbbb9-5c78-48db-98f2-d36ef9c0e56d\&cs=566364kr=79dbbbb9-5c78-48db-98f2-d36ef9c0e56d\&cs=566364kr=79dbbbb9-5c78-48db-98f2-d36ef9c0e56d\&cs=566364kr=79dbbbb9-5c78-48db-98f2-d36ef9c0e56d\&cs=566364kr=79dbbbb9-5c78-48db-98f2-d36ef9c0e56d\&cs=566364kr=79dbbbb9-5c78-48db-98f2-d36ef9c0e56d\&cs=566364kr=79dbbbb9-5c78-48db-98f2-d36ef9c0e56d\&cs=566364kr=79dbbb9-5c78-48db-98f2-d36ef9c0e56d\&cs=566364kr=79dbbb9-5c78-48db-98f2-d36ef9c0e56d\&cs=566364kr=79dbbb9-5c78-48db-98f2-d36ef9c0e56d\&cs=566364kr=79dbb9-5c78-48db-98f2-d36ef9c0e56d\&cs=566364kr=79dbb9-5c78-48db-98f2-d36ef9c0e56d\&cs=566364kr=79dbb9-5c78-48db-98f2-d36ef9c0e56d\&cs=566364kr=79dbb9-5c78-48db-98f2-d36ef9c0e56d\&cs=566364kr=79dbb9-5664kr=79dbb9-5664kr=79dbb9-5664kr=79dbb9-5664kr=79dbb9-5664kr=79db9-$

Currently viewing all 41 records

Date	Description
6/21/2019	PRE-TRIAL CONFRNCE
6/21/2019	AWTG HEARING
4/29/2019	PRE-TRIAL CONFRNCE
4/29/2019	AWTG HEARING
1/25/2019	PRE-TRIAL CONFRNCE
1/25/2019	AWTG HEARING
11/13/2018	PRE-TRIAL CONFRNCE
11/13/2018	AWTG HEARING
8/15/2018	PRE-TRIAL CONFRNCE
8/15/2018	AWTG HEARING
7/11/2018	PRE-TRIAL CONFRNCE
7/11/2018	AWTG HEARING
6/14/2018	ARRAIGNMENT RESET
6/14/2018	AWTG DKT APPEARNCE
6/14/2018	ATTY ARRGN NTCE EM SENT 20180514
6/8/2018	ARRAIGNMENT HELD
6/8/2018	ARRAIGNMENT
4/6/2018	LDC ATTORNEY HIRED 24067974
4/5/2018	EFILE ENVELOPE NBR 23691544
3/19/2018	CNTY COURT TRANSFR CC15
3/19/2018	COURT TRNSFR ORDER
3/16/2018	APPT OF ATTY FLD
3/14/2018	ARRAIGNMENT SET
3/14/2018	DEF ATTORNEY APP 24071140
3/14/2018	ATTORNEY APPOINTED V0000P0000
3/14/2018	APPT- JUDGE REQST CELESTE BROWN
2/28/2018	CC RECEIVED BOND # 1761653
2/21/2018	BOOKED B20180812302
2/21/2018	BOND SET 2000.00 0000000
2/21/2018	DEF. MAGISTRATED
2/21/2018	AWTG DKT APPEARNCE
2/21/2018	CNTY COURT ASSIGND CC8 566364
2/21/2018	BOND MADE 2000.00 1761653
2/21/2018	SID 0438078 B20180812302 1761653
2/21/2018	REL'D ON BOND
2/21/2018	Offender record se nt to VINE1833104001
2/21/2018	Charge record sent to VINE 1833104001
2/21/2018	RELEASED FROM JAIL
2/21/2018	Offender record se nt to VINE1833104001
2/20/2018	MB 531102 DISORDER COND-DISCH/DISPLAY
2/20/2018	COMPLAINT FILED NM 377805



Case #566363

Mag Case Number:

Name: JACK EDWARD MILLER

SID: 553480

<u>Judicial Number</u>: 1833103

Case Status Date

: 6/21/2019

Case Status: AWTG

HEARING

Court : CC15

Location: BND

Fine Amount: 0.00

Court Costs : 0.00

Sentence: 0000000000

 $\underline{\textbf{Disposition Date}}: \mathsf{N/A}$

 $\underline{\text{Disposition Status}}:$

Offense Date : 2/20/2018

Offense Description : CRIM TRESPASS-BLDG/VEHICLE

Judgment Date : N/A

Judgment:

Attorney Name :

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 $\textbf{Bond(s) exist for this case - Click here to view.} \ (/\texttt{Bond/BondSummary?pp=CC5663638} = 79 \ dbbbb9-5c78-48 \ db-98 \ f2-d36e \ f9c0e \ 56d\&cs=566363 \ dbbbb9-5c78-48 \ db-98 \ f2-d36e \ f9c0e \ 56d\&cs=566363 \ dbbbb9-5c78-48 \ db-98 \ f2-d36e \ f9c0e \ f3cd\&cs=566363 \ dbbbb9-5c78-48 \ db-98 \ f2-d36e \ f9c0e \ f3cd\&cs=566363 \ dbbbb9-5c78-48 \ db-98 \ f3cd\&cs=566363 \ db-98 \ db-9$

Currently viewing all 54 records

Date	Description
6/21/2019	PRE-TRIAL CONFRNCE
6/21/2019	AWTG HEARING
4/29/2019	PRE-TRIAL CONFRNCE
4/29/2019	AWTG HEARING
1/25/2019	PRE-TRIAL CONFRNCE
1/25/2019	AWTG HEARING
11/13/2018	PRE-TRIAL CONFRNCE
11/13/2018	AWTG HEARING
10/29/2018	FILE RECD IN COURT CC15
10/26/2018	FILE RECD IN COURT CRCENTRAL
8/15/2018	PRE-TRIAL CONFRNCE
8/15/2018	AWTG HEARING
7/11/2018	PRE-TRIAL CONFRNCE
7/11/2018	AWTG HEARING
6/14/2018	ARRAIGNMENT RESET
6/14/2018	AWTG DKT APPEARNCE
6/14/2018	ATTY ARRGN NTCE EM SENT 20180514
6/14/2018	ATTY VOUCHER FLD 24071140 A.E.
6/14/2018	ATTY VOUCHER FRWD 75
6/8/2018	ARRAIGNMENT HELD
6/8/2018	ARRAIGNMENT
4/6/2018	LDC ATTORNEY HIRED 24067974
4/6/2018	LDC ATTORNEY HIRED 24067974
4/5/2018	EFILE ENVELOPE NBR 23691486
3/21/2018	FILE RECD IN COURT CC15
3/19/2018	CNTY COURT TRANSFR CC15
3/19/2018	COURT TRNSFR ORDER
3/16/2018	VA-IMPACT SENT AK
3/16/2018	APPT OF ATTY FLD
3/14/2018	ARRAIGNMENT SET
3/14/2018	AWTG DKT APPEARNCE
3/14/2018	DEF ATTORNEY APP 24071140
3/14/2018	ATTORNEY APPOINTED V0000P0000
3/14/2018	APPT- JUDGE REQST CELESTE BROWN
3/9/2018	FILE RECD IN COURT CC8
3/7/2018	COMPLAINT REC'D CF
3/7/2018	FILE SENT TO COURT CC8
3/6/2018	DA INFO TO CCF
2/28/2018	CC RECEIVED BOND # 1761652
2/21/2018	BOOKED B20180812301
2/21/2018	BOND SET 1000.00 0000000
2/21/2018	DEF. MAGISTRATED
2/21/2018	AWTG DKT APPEARNCE
2/21/2018	CNTY COURT ASSIGND CC8 566363
2/21/2018	BOND MADE 1000.00 1761652
2/21/2018	SID 0438078 B20180812301 1761652
2/21/2018	REL'D ON BOND
2/21/2018	Offender record se nt to VINE1833103001
2/21/2018	Charge record sent to VINE 1833103001
2/21/2018	RELEASED FROM JAIL

Case 5:18-cv-00680-FB-RBF Document 68-2 Filed 05/17/19 Page 38 of 43

Date	Description
2/21/2018	Offender record se nt to VINE1833103001
2/20/2018	MB 570703 CRIM TRE SPASS-BLDG/VEHICLE
2/20/2018	COMPLAINT FILED NM 377804
2/20/2018	ER2 RECV FROM DPS



Case #572819

Mag Case Number:

Name: JACK EDWARD MILLER

SID: 553480

Judicial Number: 1846639

Case Status Date

: 6/21/2019

Case Status: AWTG

HEARING

Court : CC15

 $\underline{\textbf{Location}}: \texttt{BND}$

Fine Amount: 0.00

Court Costs : 0.00

Sentence: 0000000000

 $\underline{\textbf{Disposition Date}}: \mathsf{N/A}$

 $\underline{\text{Disposition Status}}:$

Offense Date : 4/28/2018

Offense Description: INTERFERE W/DUTIES PUB SERVANT

 $\underline{\textbf{Judgment Date}}: N/A$

Judgment:

Attorney Name :

!

Currently viewing all 40 records

Date	Description
6/21/2019	PRE-TRIAL CONFRNCE
6/21/2019	AWTG HEARING
4/29/2019	PRE-TRIAL CONFRNCE
4/29/2019	AWTG HEARING
1/25/2019	PRE-TRIAL CONFRNCE
1/25/2019	AWTG HEARING
11/13/2018	PRE-TRIAL CONFRNCE
11/13/2018	AWTG HEARING
8/15/2018	PRE-TRIAL CONFRNCE
8/15/2018	AWTG HEARING
7/11/2018	PRE-TRIAL CONFRNCE
7/11/2018	AWTG HEARING
6/14/2018	PRE-TRIAL CONFRNCE
6/14/2018	AWTG HEARING
5/31/2018	ARRAIGNMENT SET
5/31/2018	PRO SE 00000000
5/31/2018	ARRAIGNMENT HELD
5/31/2018	ARRAIGNMENT
5/31/2018	EFILE ENVELOPE NBR 24966313
5/31/2018	LDC ATTORNEY HIRED 24067974
5/17/2018	CC RECEIVED BOND # 1774567
5/9/2018	BOOKED B20182186601
5/9/2018	PROPOSED BOND 800.00 0000000
5/9/2018	WARRANT EXECUTED 1646431
5/9/2018	AWTG DKT APPEARNCE
5/9/2018	CNTY COURT ASSIGND CC15 572819
5/9/2018	BOND MADE 800.00 1774567
5/9/2018	SID 0438078 B20182186601 1774567
5/9/2018	REL'D ON BOND
5/9/2018	Offender record se nt to VINE1846639001
5/9/2018	Charge record sent to VINE 1846639001
5/9/2018	RELEASED FROM JAIL
5/9/2018	Offender record se nt to VINE1846639001
5/9/2018	WARRANT RETURNED 1646431
5/9/2018	ER2 RECV FROM DPS
5/4/2018	WARRANT ISSUED 0000000
5/4/2018	MAG WARRANT
5/4/2018	WARRANT RECEIVED 1646431
4/28/2018	MB 530009 INTERFER E W/DUTIES PUB SERVA
4/28/2018	COMPLAINT FILED CM 048637



Case #2018CR8725

Mag Case Number:

Name: JACK EDWARD MILLER

<u>SID</u>: 553480

Judicial Number: 1850226

Case Status Date: 6/21/2019

Case Status: AWTG TRIAL

Court: D186

Location: BND

Fine Amount: 0.00

Court Costs: 0.00

Sentence: 000000000

Disposition Date: N/A

Disposition Status:

Offense Date: 5/31/2018

Offense Description: POSS WPN - PROHIBITED PLACES

Judgment Date : N/A

Judgment :

Attorney Name :

Bond(s) exist for this case - Click here to view. (/Bond/BondSummary?bp=DC2018CR8725&r=79dbbbb9-5c78-48db-98f2-d36ef9c0e56d&cs=2018cr8725&ct=&=&full=y.

Currently viewing all 57 records

Date	Description
6/21/2019	TRIAL DATE SET
6/21/2019	AWTG TRIAL
4/9/2019	ATTY NOTICE FAXED FOR SETTING 06212019
4/9/2019	BOND NOTICE FAXED FOR SETTING 06212019
4/9/2019	ATTY NOTICE EMAIL FOR SETTING 06212019
4/5/2019	TRIAL DATE SET
4/5/2019	AWTG TRIAL
2/6/2019	ATTY NOTICE FAXED FOR SETTING 04052019
2/6/2019	BOND NOTICE FAXED FOR SETTING 04052019
2/6/2019	ATTY NOTICE EMAIL FOR SETTING 04052019
1/25/2019	TRIAL DATE SET
1/25/2019	AWTG TRIAL
10/30/2018	ATTY NOTICE FAXED FOR SETTING 01252019
10/30/2018	BOND NOTICE FAXED FOR SETTING 01252019
10/30/2018	ATTY NOTICE EMAIL FOR SETTING 01252019
10/26/2018	TRIAL DATE SET
10/26/2018	AWTG TRIAL
10/26/2018	PRECEPT/INDICT SVD
10/26/2018	ORD M.M. COMPLIANC V1506P1513
8/29/2018	ATTY NOTICE FAXED FOR SETTING 10262018
8/29/2018	BOND NOTICE FAXED FOR SETTING 10262018
8/29/2018	ATTY NOTICE EMAIL FOR SETTING 10262018
8/27/2018	DC FILE FORWARD TO D186
8/27/2018	DC FILE REC IN CRT D186
8/24/2018	ARRAIGNMENT SET
8/24/2018	AWTG TRIAL SETTING
8/20/2018	INDICTED BY GJ
8/20/2018	GRAND JURY REPORT V1485P1466
8/20/2018	DIST COURT ASSIGND D186 2018CR8725
8/20/2018	Offender record se nt to VINE1850226001
8/20/2018	Charge record sent to VINE 1850226001
8/15/2018	PRE-HEARING RESET D186
7/11/2018	PRE-HEARING SET D186
6/21/2018	EFILE ENVELOPE NBR 25459714
6/21/2018	LDC ATTORNEY HIRED 24067974
6/18/2018	GJ NUMBER ASSIGNED GJ673996
6/8/2018	DC RECEIVED BOND 1778134
6/1/2018	CO DEFENDANT NUM DC2015CR4571
6/1/2018	BOOKED B20182590601
6/1/2018	BOND SET 10000.00 0000000
6/1/2018	DEF. MAGISTRATED
6/1/2018	WARRANT EXECUTED 1649627
6/1/2018	AWTG INDICTMENT
6/1/2018	Offender record se nt to VINE1850226001
6/1/2018	Charge record sent to VINE 1850226001
6/1/2018	WARRANT RETURNED 1649627
6/1/2018	BOND MADE 10000.00 1778134
6/1/2018	SID 0438078 B20182590601 1778134
6/1/2018	REL'D ON BOND
6/1/2018	RELEASED FROM JAIL
6/1/2018	Offender record se nt to VINE1850226001
5/31/2018	F3 520306 POSS WPN - PROHIBITED PLACES
5/31/2018	COMPLAINT FILED CM 049562

Date	Description
5/31/2018	WARRANT ISSUED 0000000
5/31/2018	PRE-INDICT FUG
5/31/2018	WARRANT RECEIVED 1649627
5/31/2018	ER2 RECV FROM DPS